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Attorneys for Nugget Construction Co., Inc.,
and USF&G, Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA AT ANCHORAGE

UNITED STATES OF AMERICA for the
use of NORTH STAR TERMINAL &
STEVEDORE COMPANY, d/b/a NORTHERN
STEVEDORING & HANDLING, and NORTH
STAR TERMINAL & STEVEDORE COMPANY,
d/b/a Northern Stevedoring &
Handling, on its own behalf,

Plaintiffs,

and

UNITED STATES OF AMERICA for the
use of SHORESIDE PETROLEUM, INC.,
d/b/a Marathon Fuel Service, and
SHORESIDE PETROLEUM, INC., d/b/a
Marathon Fuel Service, on its own
behalf,

Intervening Plaintiffs,

and

METCO, INC.,

Intervening Plaintiff,

vs.

NUGGET CONSTRUCTION, INC.; SPENCER
ROCK PRODUCTS, INC.; UNITED
STATES FIDELITY AND GUARANTY
COMPANY; and ROBERT A. LAPORE,

Defendants.

No. A98-009 CIV (HRH)

ERRATA TO NUGGET'S MOTION
FOR LEAVE TO TAKE VIDEO
DEPOSITION OF LYNN "RANDY"
RANDOLPH TO PERPETUATE
TESTIMONY

1 On June 8, 2007, Nugget Construction Company ("Nugget") filed a Motion (Docket No.
2 719) asking the court for an order granting Nugget leave to take a perpetuation video deposition
3 of Lynn "Randy" Randolph sometime during either the week of July 15, 2007 or August 12,
4 2007, due to his unavailability for trial. Since the Motion was filed, Nugget has learned that Mr.
5 Randolph has had a change in his schedule relating to the Midway project. Although his conflict
6 with the present trial date remains, Mr. Randolph is now scheduled to be in Midway from June
7 23 through July 20, 2007 and will not be available for a deposition during the week of July 16,
8 2007. Mr. Randolph is now also scheduled to be out of the State from August 2 – 7. Based on
9 this information, Nugget amends its Motion to ask for an order allowing Mr. Randolph's
10 deposition sometime either between July 23 and August 1, or between August 8 and August 17.
11 Notwithstanding Nugget's request, Herb Viergutz, counsel for USF&G, has indicated that he is
12 unavailable after July 27, 2007. As such, it is Nugget's hope that the deposition can take place
13 with the court's permission during the week of July 23, 2007.

14 Dated: June 19, 2007

15 OLES MORRISON RINKER & BAKER LLP
16 Attorneys for Nugget Construction Inc. and United
States Fidelity and Guaranty Company

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CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of June, 2007, a true and correct copy of the foregoing was served electronically on:

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By: /s/ Thomas R. Krider

P-TRK Errata to Motion for Deposition 993100002.doc

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U.S. ex rel. North Star, et al. v. Nugget Construction, et al.

Case No. A98-009 CIV (HRH)

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